

ASSEMBLY BILL

No. 7

Introduced by Assembly Member Cogdill
(Principal coauthor: Assembly Member Maze)
(Principal coauthor: Senator Cox)
(Coauthor: Assembly Member La Malfa)

December 6, 2004

An act to add Section 13007 to the Fish and Game Code, relating to sport fishing, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 7, as introduced, Cogdill. Sports fishing: license revenues: Hatcheries and Fish Planting Facilities program.

Under existing law, all money collected under the provisions of the Fish and Game Code is deposited into the Fish and Game Preservation Fund, unless otherwise provided.

Existing law provides that, of the money collected from fees for lifetime sportsman's licenses, lifetime hunting licenses, and lifetime sport fishing licenses, \$20 from the initial issuance of each lifetime license is deposited into the Fish and Game Preservation Fund for the costs of hunting and sport fishing programs, and the rest is deposited in the Lifetime License Trust Account within that fund, the principal of which is to be used for investment, except as specified.

This bill instead would provide that 33 ⅓% of the fees derived from the issuance of all sport fishing licenses, with the exception of revenue currently designated for deposit into the Lifetime License Trust Account in the Fish and Game Preservation Fund, be deposited into the Hatcheries and Fish Planting Facilities Fund, which the bill would establish in the State Treasury. The bill would provide that moneys in

the fund may be used, upon appropriation by the Legislature, to support the Hatcheries and Fish Planting Facilities program of the Department of Fish and Game and to support other activities eligible to be funded from revenue generated by sport fishing license fees.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13007 is added to the Fish and Game
2 Code, to read:
3 13007. Notwithstanding Section 13001 and paragraph (1) of
4 subdivision (a) of Section 13005, 33 $\frac{1}{3}$ percent of all sport fishing
5 license fees collected pursuant to Article 3 (commencing with
6 Section 7145) of Chapter 1 of Part 2 of Division 6 shall be
7 deposited into the Hatcheries and Fish Planting Facilities Fund,
8 which is hereby established in the State Treasury. Moneys in the
9 fund may be expended, upon appropriation by the Legislature, to
10 support the Hatcheries and Fish Planting Facilities program of
11 the Department of Fish and Game and to support other activities
12 eligible to be funded from revenue generated by sport fishing
13 license fees.
14 SEC. 2. This act is an urgency statute necessary for the
15 immediate preservation of the public peace, health, or safety
16 within the meaning of Article IV of the Constitution and shall go
17 into immediate effect. The facts constituting the necessity are:
18 In order to ensure that the Department of Fish and Game grants
19 priority to hatchery funding during its 2005–06 budget review
20 process, it is necessary that this act take effect immediately.
21